IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRTY FIRST DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 22079 of 1995

Between:

Sri Venugopal Conductors D. Ch.Satyanarayana, S/o Krishna Rao, Managing Partner, R/o Komatipalli (V), Bobbili (M), Vizianagaram Dist.

..... PETITIONER

AND

1 The Commissioner of Commercial Taxes A.P., at Hyderabad
2 The Commissioner of Industraial Taxes A.P., Chirag Ali Lane, Hyderabad
3 The Commercial Tax Officer Parvathipuram, Vijayanagaram Dist.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or Direction or order particularly one in the nature of Writ of Mandamus declaring that (a) The petitioner is entitled for exemption of sale tax from the date of commencement of the Commercial production dt: 19-5-1993 as per the final eligibility certificate issued by 2nd respondent (b) to direct the 3rd respondent herein not to demand any sale tax from the petitioner as per the final eligibility certificate to the extent of amount of Rs.24,91,430/- for the period of 5 years from 19-5-94 to 18-5-99 (c) to set aside the proceedings passed by the 1st respondent herein dt: 13-8-95 reference No.CCT.AII (3) 938/95 and also the consequential notice issue by the 3rd respondent dt: 19-9-1995 (d).

Counsel for the Petitioner:MR.K.V.UPENDRA GUPTA.

Counsel for the Respondents : GP FOR COMMERCIAL TAXES.

The Court made the following :

ORDER : (per Sri Bilal Nazki, J)

Counsel for petitioner submits that the Writ Petition has become infructuous. Recording the same, the Writ Petition is dismissed as 'infructuous'. No costs.

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(BILAL NAZKI, J)

31st August, 2004.

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(S.ANANDA REDDY, J)

ajr

To

1 The Commissioner of Commercial Taxes A.P., at Hyderabad
2 The Commissioner of Industraial Taxes A.P., Chirag Ali Lane, Hyderabad
3 The Commercial Tax Officer Parvathipuram, Vijayanagaram Dist.

4 Two C.Cs. to the GP for Commercial Taxes, High Court buildings, Hyderabad

(O.U.T)

5 Two C.D. copies.